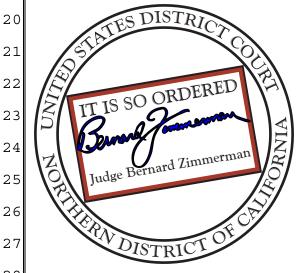
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John C. Gorman, #91515 1 Charles J. Stiegler, #245973 GORMAN & MILLER, P.C. 2 210 North Fourth Street, Suite 200 San Jose, CA 95112 3 (408) 297-2222 (phone) (408) 297-2224 (fax) 4 Attorneys for Plaintiff 5 AUREFLAM CORPORATION 6 7 UNITED STATES DISTRICT COURT 8 NORTHERN DISTRICT OF CALIFORNIA 9 10 11 AUREFLAM CORPORATION, a Case No. C 08 01910 BZ California corporation; 13 PLAINTIFF'S CASE MANAGEMENT Plaintiff, CONFERENCE STATEMENT 14 v. January 12, 2009 15 Date: TUYEN HUY NGUYEN, Time: 4:00 p.m. individually and doing Place: Courtroom G, 15th Floor 16 business as PHO HOA HUNG and PHO HOA HUNG II; TU TIEN 17 NGUYEN, individually and Hon. Bernard Zimmerman doing business as PHO HOA 18 HUNG and PHO HOA HUNG II; LONG CUU VU, individually and 19 doing business as PHO HOA HUNG II and DOES 1 through 20 10, inclusive; 21 Defendants. 22 23 24 Plaintiff Aureflam Corporation ("Aureflam") hereby submits the 25 following request to continue the Case Management Conference scheduled for January 12, 2009. Plaintiff apologizes for the untimely submission of this 27 28 statement. Plaintiff's lead counsel, John Gorman, has had a series of medical problems over the past several months and has been out of the office for the past approximately three weeks recovering from two surgeries that took place at the Mayo Clinic in Rochester, Minnesota on December 26, 2008 and December 30, 2008. proved more complicated than originally expected. Mr. Gorman is not expected to be recovered and available to resume full-time work until mid-February 2009.

None of the defendants have made an appearance and they are not expected to appear at the CMC.

Defendant Tu Tien Nquyen's default was entered on October 16, 2008. Plaintiff has reached a tentative settlement with two other defendants, Long Cuu Vu and Tuyen Huy Nguyen. Plaintiffs' counsel plans to prepare a draft settlement agreement and stipulated permanent injunction. If the defendants do not execute the settlement agreement, plaintiffs will seek their default as well.

Aureflam proposes that the case management conference should be continued approximately two months to allow time for execution of the proposed settlement agreement, or, alternatively, for plaintiff to seek entry of a default judgment.



GORMAN & MILLER, P.C.

Attorneys for Plaintiff Aureflam Corporation

1/9/2009 - Case Management Conference is **CONTINUED** to **March 16, 2009 at 4:00 p.m.**

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